

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MISSOURI**

BILLIE RODRIGUEZ, et al.
Plaintiffs,

v.

EXXON MOBIL CORPORATION, et al.
Defendants,

and

STATE OF KANSAS, *ex rel.* KRIS W.
KOBACH, Attorney General

Defendant-Intervenor.

Case No. 4:24-cv-00803-SRB

**JOINT STIPULATION AND [PROPOSED] CONSENT ORDER REGARDING
DEADLINE FOR RULE 26(f) CONFERENCES**

The Parties respectfully request a 10-day extension of their deadline to confer pursuant to Fed. R. Civ. P. 26(f) and Local Rule 26.1(a) from **March 25, 2025** to **April 4, 2025**. Further, the Parties respectfully request an extension of the corresponding deadlines to file a joint proposed scheduling order/discovery plan and make disclosures required by Fed. R. Civ. P. 26(a)(1) from **April 8, 2025**, to **April 15, 2025**, and **April 22, 2025**, respectively. On January 27, 2025, the Court entered its Order Setting Deadlines for Filing of Joint Proposed Scheduling Order and for Rule 26(f) Conference. Doc. #75. In the Order, the Court required that the Parties' Rule 26(f) meetings take place no later than March 25, 2025. However, due to circumstances outside of the Parties' control—including emergency health concerns for Plaintiffs' counsel—the Parties request additional time for the meetings.

Prior to the emergency circumstances, the Parties scheduled several Rule 26(f) meetings to take place, including meetings with counsel for Celanese Corporation on March 17, Chevron

Phillips Chemical Company LP on March 17, Eastman Chemical Company on March 18, the American Chemistry Council on March 19, DuPont de Nemours Inc. and March 19, LyondellBasell Industries, N.V. on March 20, Dow Inc. and the Dow Chemical Company on March 20, and Exxon Mobil Corporation on March 21. However, as noted above, Plaintiffs' counsel cannot attend those meetings as currently scheduled.

The Parties, through their undersigned counsel, have conferred and consented to the entry of this Consent Motion, and good cause has been shown;

IT IS HEREBY STIPULATED AND AGREED, SUBJECT TO THE APPROVAL OF THE COURT, THAT

1. The Parties agree that the deadline to have the Rule 26(f) meetings shall be **April 4, 2025**. This extension will allow Plaintiffs' counsel to schedule the necessary Rule 26(f) meetings. The Parties acknowledge that, pursuant to Fed. R. Civ. P. 26(f) and Local Rule 26.1(a), they shall meet to discuss settlement, make or arrange for the disclosures required by Fed. R. Civ. P. 26(a)(1), and develop a proposed discovery plan as required by Fed. R. Civ. P. 26(f).

2. The Parties further agree that the corresponding deadlines to file a joint proposed scheduling order/discovery plan and make disclosures required by Fed. R. Civ. P. 26(a)(1) are likewise extended. The Parties agree that the deadline to file a joint proposed scheduling order/discovery plan shall be **April 15, 2025**. Plaintiff's counsel shall take the lead in preparing the proposed plan. The Parties also agree that the deadline to make disclosures required by Fed. R. Civ. P. 26(a)(1) shall be **April 22, 2025**. This case remains set for a scheduling conference on **April 22, 2025, at 2:30 p.m. in Courtroom 7B** at the United States District Courthouse in **Kansas City, Missouri**.

Dated: March 21, 2025.

/s/ Rex A. Sharp

Rex A. Sharp, MO #51205
Isaac L. Diel, MO #39503
W. Greg Wright, MO #49545
Sarah T. Bradshaw, MO #66276
Hammons P. Hepner, MO #77258
SHARP LAW, LLP
4820 W. 75th Street
Prairie Village, KS 66208
(913) 901-0505
(913) 261-7564 Fax
rsharp@midwest-law.com
idiel@midwest-law.com
gwright@midwest-law.com
sbradshaw@midwest-law.com
hhepner@midwest-law.com

Dave Rebein, KS #10476
REBEIN BROTHERS, PA
1715 Central Ave.
Dodge City, KS 67801
Tel: (620) 227-08126
dave@rbr3.com

Glenn I. Kerbs, KS #09754
Samantha F. Sweley, KS #26833
KERBS LAW OFFICE, LLC
1715 Central Ave.
Dodge City, KS 67801
Tel: (620) 255-0238
gkerbs@kerbslaw.com
ssweley@kerbslaw.com

*Attorney for Plaintiffs
and the Proposed Class*

Respectfully submitted,

/s/ David R. Singh

Richard N. Bien (MO #31398)
William F. Ford (MO #35116)
Emma C. Halling (MO #75986)
Grant A. Harse (MO #68948)
Brody Sabor (MO #73421)
LATHROP GPM LLP
2345 Grand Boulevard, Suite 2200
Kansas City, Missouri 64108
Telephone: (816) 292-2000
Telecopier: (816) 292-2000
richard.bien@lathropgpm.com
bill.ford@lathropgpm.com
emma.halling@lathropgpm.com
grant.harse@lathropgpm.com
brody.sabor@lathropgpm.com

David J. Lender (admitted Pro Hac Vice)
david.lender@weil.com
WEIL, GOTSHAL & MANGES LLP
767 Fifth Avenue
New York, New York 10153
Telephone: (212) 310-8000

David R. Singh (admitted Pro Hac Vice)
david.singh@weil.com
Morgan MacBride (admitted Pro Hac Vice)
Morgan.macbride@weil.com
WEIL, GOTSHAL & MANGES LLP
201 Redwood Shores Parkway
Redwood Shores, California 94065
Telephone: (650) 802-3000

Attorneys for Defendant Exxon Mobil Corporation

Thomas P. Schult, MO Bar # 29986
Jeffrey D. Morris, Mo Bar # 45243
Lauren Tallent, MO Bar # 72304
Courtney A. Kroeger, MO Bar # 77213
BERKOWITZ OLIVER LLP
2600 Grand Boulevard, Suite, 1200
Kansas City, Missouri 64108
Telephone: (816) 561-7007

Facsimile: (816) 561-1888
tschult@berkowitzoliver.com
jmorris@berkowitzoliver.com
ltallent@berkowitzoliver.com
ckroeger@berkowitzoliver.com

Joshua D. Dick (admitted Pro Hac Vice)
GIBSON, DUNN & CRUTCHER LLP
One Embarcadero Center, Suite 2600
San Francisco, California 94111
Telephone: (415) 393-8200
jdick@gibsondunn.com

Theodore J. Boutrous Jr. (admitted Pro Hac Vice)
Christopher D. Dusseault (admitted Pro Hac Vice)
Perlette Michèle Jura (admitted Pro Hac Vice)
Bradley J. Hamburger (admitted Pro Hac Vice)
GIBSON, DUNN & CRUTCHER LLP
333 South Grand Avenue
Los Angeles, California 90071
Telephone: (213) 229-7000
tboutrous@gibsondunn.com
cdusseault@gibsondunn.com
pjura@gibsondunn.com
bhamburger@gibsondunn.com

Attorneys for Defendant Chevron U.S.A. Inc.

Tristan L. Duncan (MO #39525)
SHOOK, HARDY & BACON L.L.P.
2555 Grand Blvd.
Kansas City, MO 64108
Tel: 816-474-6550
Fax: 816-421-5547
Email: tlduncan@shb.com

Daniel B. Rogers (FL #0195634)
SHOOK, HARDY & BACON L.L.P.
Citigroup Center, Suite 3200
201 South Biscayne Boulevard
Miami, Florida 33131
Tel: 305-358-5171
Fax: 305-358-7470
Email: drogers@shb.com

***Attorneys for Defendant Chevron Phillips
Chemical Company LP***

Kara T. Stubbs MO# 43414
BAKER STERCHI COWDEN & RICE, LLC
2400 Pershing Road, Suite 500
Kansas City, MO 64108
Telephone: 816- 471-2121
Facsimile: 816- 472-0288
Stubbs@bakersterchi.com

and

Nader R. Boulos, P.C. (admitted Pro Hac Vice)
Daniel E. Laytin, P.C. (admitted Pro Hac Vice)
Jonathan Adair (admitted Pro Hac Vice)
KIRKLAND & ELLIS LLP
333 West Wolf Point Plaza
Chicago, IL 60654
Telephone: 312-862-2198
Facsimile: 312-862-2000
Nader.boulos@kirkland.com
Daniel.laytin@kirkland.com
Jonathan.adair@kirkland.com

Counsel for Defendant DuPont de Nemours, Inc.

Booker T. Shaw, #255480 MO
THOMPSON COBURN LLP
One US Bank Plaza
St. Louis, MO 63101
P: 314 552 6000
F: 314 552 7000
bshaw@thompsoncoburn.com

Richard Godfrey (Pro Hac Vice to be filed)
R. Allan Pixton (Pro Hac Vice to be filed)
**QUINN EMANUEL URQUHART &
SULLIVAN, LLP**
191 N. Wacker Dr., Ste. 2700
Chicago, IL 60606
P: 312 705 7400
F: 312 705 7401
richardgodfrey@quinnemanuel.com
allanpixton@quinnemanuel.com

Attorneys for Defendant Celanese Corporation

Robert J. Hoffman MO# 76565
Robert M. Thompson MO# 38156
Grace E. Martinez MO# 70921
BRYAN CAVE LEIGHTON PAISNER
One Kansas City Place
1200 Main Street, Suite 3800
Kansas City, MO 64105
Telephone: 816-374-3229
Facsimile: 816-374-3300
Bob.hoffman@bclplaw.com
Rmthompson@bclplaw.com
Grace.martinez@bclplaw.com

and

Nader R. Boulos, P.C. (admitted Pro Hac Vice)
Daniel E. Laytin, P.C. (admitted Pro Hac Vice)
Jonathan N. Adair (admitted Pro Hac Vice)
KIRKLAND & ELLIS LLP
333 West Wolf Point Plaza
Chicago, IL 60654
Telephone: 312-862-2000
Facsimile: 312-862-2200
Nader.boulos@kirkland.com
Daniel.laytin@kirkland.com
Jonathan.adair@kirkland.com

and

Matthew J. Blaschke (Pro Hac Vice to be filed)
Bailey J. Langner (Pro Hac Vice to be filed)
KING & SPALDING LLP
50 California Street, Suite 3300
San Francisco, CA 94111
Telephone: 415-318-1200
Facsimile: 415-318-1300
Bblaschke@kslaw.com
Blangner@kslaw.com

Counsel for Defendants Dow Inc. and The Dow Chemical Company

Karrie J. Clinkinbeard #51413
Brian M. Nye #69545
ARMSTRONG TEASDALE LLP

2345 Grand Boulevard, Suite 1500
Kansas City, Missouri 64108-2617
816.221.3420
816.221.0786 (Facsimile)
kclinkinbeard@atllp.com
bnye@atllp.com

Gregory J. DuBoff (admitted Pro Hac Vice)
MCGUIREWOODS LLP
800 E. Canal Street
Richmond, Virginia 23219
(804) 775-1000
rtaylor@mcguirewoods.com
gduboff@mcguirewoods.com

Michael E. Scoville (admitted Pro Hac Vice)
MCGUIREWOODS LLP
888 16th Street NW
Washington, D.C. 20006
(202) 857-1700
mscoville@mcguirewoods.com

***Attorneys for Defendant Eastman Chemical
Company***

G. Edgar James MO# 49585
James M. Humphrey IV MO# 50200
4435 Main Street, Suite 910
Kansas City, MO 64111
Telephone: +1.816.623.0544
Telephone: +1.816.631.0669
ejames@jamessobba.com
jhumphrey@jamessobba.com

David C. Kiernan (admitted Pro Hac Vice)
Craig E. Stewart (admitted Pro Hac Vice)
Emily F. Knox (admitted Pro Hac Vice)
JONES DAY
555 California Street, 26th Flr.
San Francisco, CA 94104
Telephone: +1.415.626.3939
Facsimile: +1.415.875.5700
dkiernan@jonesday.com
cestewart@jonesday.com
egoldbergknox@jonesday.com

Nicole M. Perry (admitted Pro Hac Vice)
J. Bruce McDonald (admitted Pro Hac Vice)
Andrew M. Ryngaert (admitted Pro Hac Vice)

JONES DAY

717 Texas, Suite 3300
Houston, TX 77002.2712
Telephone: +1.832.239.3939
Facsimile: +1.832.239.3600
nmperry@jonesday.com
bmcdonald@jonesday.com
aryngaert@jonesday.com

***Attorneys for Defendant LyondellBasell Industries
N.V.***

Dave L. Anderson (admitted Pro Hac Vice)
dlanderson@sidley.com
Sheila A. G. Armbrust (admitted Pro Hac Vice)
sarmbrust@sidley.com
David A. Goldenberg (admitted Pro Hac Vice)
dgoldenberg@sidley.com

SIDLEY AUSTIN LLP

555 California Street, Suite 2000
San Francisco, CA 94104
Telephone: 415-772-1200

Zachary J. Parker (SBN 71120)
zparker@sidley.com

SIDLEY AUSTIN LLP

One South Dearborn Street
Chicago, IL 60603
Telephone: (312) 853-7000

***Attorneys for Defendant American Chemistry
Council***

/s/ Nicholas C. Smith

Melanie S. Jack, W.D. Mo. No. KS-001292

First Assistant Attorney General

Nicholas C. Smith, W.D. Mo. No. KS-001290

Assistant Attorney General

Adam T. Steinhilber, Mo. Bar No. 73959

Assistant Solicitor General

OFFICE OF ATTORNEY GENERAL KRIS W. KOBACH

120 SW 10th Avenue, 2nd Floor
Topeka, Kansas 66612

Phone: (785) 296-3751
Fax: (785) 291-3699
Email: Melanie.Jack@ag.ks.gov
Nicholas.Smith@ag.ks.gov
Adam.Steinhilber@ag.ks.gov

*Attorneys for Defendant-Intervenor
State of Kansas*

CERTIFICATE OF SERVICE

I hereby certify that on the March 21, 2025, I electronically filed the foregoing with the clerk of the court by using the CM/ECF system, which will send a notice of electronic filing to all counsel of record.

/s/ Rex A. Sharp
Rex A. Sharp